

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

SINGULAR COMPUTING LLC,

Plaintiff,

v.

GOOGLE LLC,

Defendant.

C.A. No. 1:19-cv-12551-FDS

DEFENDANT GOOGLE LLC'S MOTION TO DISMISS

Pursuant to Fed. R. Civ. P. 12(b)(6), Defendant Google LLC ("Google") hereby moves to dismiss all counts in Plaintiff Singular Computing LLC ("Singular") Complaint.

The Complaint alleges that Google infringes one or more claims of U.S. Patent Nos. 8,407,273, 9,218,156, and 10,416,961 ("the patents in suit"). As set forth more fully in the accompanying memorandum of law, the claims of the patents in suit are directed to patent-ineligible subject matter and thus invalid under 35 U.S.C. § 101. The Complaint's counts alleging infringement of the patents in suit should therefore be dismissed because they fail to state claims upon which relief can be granted.

WHEREFORE, Google respectfully requests that the Court GRANT this Motion and DISMISS WITH PREJUDICE Singular's Complaint.

REQUEST FOR ORAL ARGUMENT

Pursuant to Local Rule 7.1(d), Google respectfully requests that the Court hold oral argument on this motion, as Google believes that oral argument will assist the Court.

Date: February 28, 2020

Respectfully submitted,

/s/ Gregory F. Corbett

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Counsel for Defendant Google LLC
**motions for pro hac vice to be filed*

LOCAL RULE 7.1(a)(2) CERTIFICATION

I, Gregory F. Corbett, counsel for Defendant Google LLC, hereby certify that we have conferred with counsel for Singular Computing LLC to resolve or narrow the issues presented in this motion but, after good faith attempt, the parties reached no agreement.

Date: February 28, 2020

/s/ Gregory F. Corbett

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CERTIFICATE OF SERVICE

I certify that this document is being filed through the Court's electronic filing system, which serves counsel for other parties who are registered participants as identified on the Notice of Electronic Filing (NEF). Any counsel for other parties who are not registered participants are being served by first class mail on the date of electronic filing.

Date: February 28, 2020

/s/ Gregory F. Corbett
Gregory F. Corbett